

APR 07 2016

RESOLUTION NO. 16- 28

CLERK OF THE BOARD
BY Juli Radtke
DEPUTY

Resolution of the Yolo County Board of Supervisors Approving Submission of the LAMP

WHEREAS, the enactment of the Porter-Cologne Water Quality Control Act in 1971 resulted in the formation of the California State Water Resources Control Board (SWRCB) and nine Regional Water Quality Control Boards (RWQCB); and

WHEREAS, under the California Water Code, the RWQCBs are vested with the authority to require individuals or entities to obtain Waste Discharge Requirements (WDRs) from the appropriate RWQCB if such individuals or entities intend to dispose of wastewater that has the potential to pollute waters of the state, both surface water and groundwater; and

WHEREAS, WDRs are designed to ensure that that beneficial uses of waters of the state are not impaired by wastewater discharges; and

WHEREAS, the SWRCB has determined that subsurface discharge of effluent from onsite wastewater treatment systems (OWTS) constitutes a discharge that could affect the quality of waters of the state and are therefore subject to compliance with WDRs; and

WHEREAS, on June 19, 2012, the State Water Resources Control Board (hereafter State Board) adopted Resolution No. 2012-0032, which in part approves the *Water Quality Control Policy for Siting, Design, Operation, and Maintenance of Onsite Wastewater Treatment Systems* (hereafter the OWTS Policy); and

WHEREAS, the OWTS Policy establishes a statewide, risk-based, tiered approach for the regulation and management of OWTS installations and replacements and sets the level of performance and protection expected from OWTS; and

WHEREAS, the OWTS Policy allows the local enforcement agencies (hereafter Local Agencies) to continue to implement a local OWTS program, either under conservative, largely prescriptive low risk Tier 1 standards, or alternative, largely performance-based Tier 2 standards in a Local Agency Management Program (hereafter Tier 2 LAMP); and

WHEREAS, a local OWTS program under the Tier 1 standards would severely limit the ability of Yolo County to issue permits for new and replacement OWTS in many areas of the county due to various site constraints and conditions, and alternate methods from Tier 1 standards are required; and

WHEREAS, the OWTS Policy allows Yolo County to propose standards for new and replacement OWTS as a Tier 2 LAMP to the Central Valley Regional Water Quality Control Board (hereafter Central Valley Water Board) for approval, to provide an alternate method from Tier 1 programs with a water quality assessment program to achieve the same overall level of protection of the water quality and public health; and

WHEREAS, the Yolo County Environmental Health Division (hereafter EHD) prepared a draft Tier 2 LAMP and met with Central Valley Water Board staff on February 15, 2016 to review the draft, and subsequently obtained concurrence on revisions; and

WHEREAS, the revised draft Tier 2 LAMP includes a proposed ordinance, a proposed guidance manual, two internal EHD policies, and a LAMP Completeness Checklist with resolved Central Valley Water Board staff comments; and

WHEREAS, EHD has conducted at least 18 public outreach efforts, including Citizen Advisory Committee Presentations, stakeholder workshops, email advisories, and published information on the Yolo County website and this LAMP is now ready for review and submission by the Yolo County Board of Supervisors to the Central Valley Water Board; and

WHEREAS, the Yolo County LAMP must be submitted for approval to the Central Valley Water Board; and

WHEREAS, the LAMP must be submitted to the Central Valley Water Board no later than May 13, 2016, and must be implemented prior to May 13, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Yolo, that:

1. It approves the submission of the LAMP along with the preliminary completeness checklist and other supporting documents, attached as Exhibit A and incorporated herein by this reference, to the Central Valley Water Board.
2. It agrees to implement the LAMP submission once approval from the Central Valley Water Board is received.

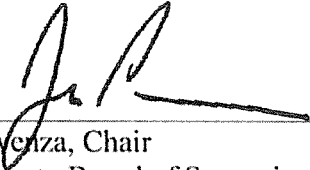
PASSED AND ADOPTED by the Yolo County Board of Supervisors these 5th day of April, 2016, by the following vote:

AYES: Chamberlain, Villegas, Saylor, Rexroad, Provenza.

NOES: None.

ABSENT: None.

ABSTAIN: None.



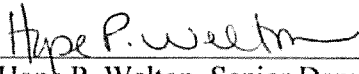
Jim Provenza, Chair
Yolo County Board of Supervisors

Attest: **Julie Dachtler, Deputy**
Clerk of the Board of Supervisors

Approved as to Form:
Philip J. Pogledich, County Counsel

By: 

Julie Dachtler, Deputy
(Seal)

By: 

Hope P. Welton, Senior Deputy

